SINGLE BENCH (5)

CF 1007

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W . P. (S) NO. 1287 / 2007

Petitioner : Beganlal Sahu, S/o Shri Beniram Sahu, Aged about 43 years, Assistant Teacher, Govt. Primary School, Kohaka No.1, Bhilai, Durg, Dist : Durg-(C.G.)

P.R. No. 1502/07
Processed by Rakesh Anthony
dated 21/12/07

Versus

Respondents : i) State of Chhattisgarh Through-The Secretary School Education Department, Mantralaya, D.K.S. Bhawan, Raipur-(C.G.)

ii) Directorate of Public Instruction, Raipur-(C.G.)

iii) District Education Officer, Durg-(C.G.)

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WRIT PETITION UNDER ARTICE 226 OF THE CONSTITUTION OF INDIA

(30)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (S) No. 1287 of 2007

Petitioner Beganlal Sahu

Versus

Respondents State of Chhattisgarh & others

SB: Hon'ble Mr. Justice **Satish K. Agnihotri, J**

Shri S. K. Thomas, Advocate for the petitioner.

Shri Satish Gupta, Deputy Govt. Advocate for the respondents.

ORDER

(Passed on this 2nd day of March, 2007)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. Learned counsel appearing for the petitioner submits that the question of law involved in this petition is governed by the circular dated 20.1.1987. The High Court of Madhya Pradesh, Indore Bench, in the case of **Indraveer Singh Tomar Vs. State of M.P. and others** { 2004 (2) M.P.H.T. 3 (NOC) }, has considered the issue and disposed of the said matter in the following terms :-

> "2.....In view of this submission advanced by Counsel for parties, this petition is disposed of by giving following directions. The respondent No.1 shall consider petitioner's representations referred to above and dispose of the same at an early date, preferably within a period of 3 months from the date of communication of this order in accordance with law, keeping in mind the circulars issued by State Govt. as also the directions given by the Tribunal in similar matters."

2. Learned counsel appearing for the parties would jointly submit and admit that this case, being similar in nature, is squarely covered by the decision in the case of **Indraveer Singh Tomar** (supra).
3. In view of the aforestated reasons, this petition is disposed of with liberty to the petitioner to make a representation along with a copy of the order passed in the case of **Indraveer Singh Tomar** (supra), which may be considered and decided, in accordance with law, within a period of six weeks from the date of receipt of the representation. No order as to costs.

Thakur

Sd/-
Satish K.Agnihotri
Judge